

KEVIN V. RYAN, CSBN 118321
 United States Attorney
 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 Chief, Civil Division
 EDWARD A. OLSEN, CSBN 214150
 Assistant United States Attorney

 450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 Telephone: (415) 436-6915
 FAX: (415) 436-7169

Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

XUEBIN ZHANG,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary of the
 Department of Homeland Security;
 EDUARDO AGUIRRE, Director, U.S.
 Citizenship and Immigration Services;
 WILLIAM MARTIN, Consulate Officer,
 Immigrant Visa Unit, the U.S. Consulate
 General in Guangzhou,

Defendants.

No. C 05-2020-MMC

**STIPULATION TO DISMISS ACTION;
 AND ~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorneys of record, and defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the action because the defendants have agreed to expeditiously process the plaintiff's Application for Action on an Approved Application or Petition.

Each of the parties shall bear their own costs and fees.

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3 Date: August 25, 2005

Respectfully submitted,

4 KEVIN V. RYAN
5 United States Attorney

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7 /s/
8 EDWARD A. OLSEN¹
9 Assistant United States Attorney
10 Attorneys for Defendants


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12 Date: August 25, 2005

13 /s/
14 JUSTIN WANG
15 Baughman & Wang
16 Attorneys for Plaintiff

17 **ORDER**

18 Pursuant to stipulation, IT IS SO ORDERED.

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20 Date: August 26, 2005

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22 MAXINE M. CHESNEY
23 United States District Judge
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28 ¹I, Edward A. Olsen, attest that both Attorney Wang and I have signed this stipulation and will produce the original signed copies upon request.

STIPULATION TO DISMISS
C 05-2020-MMC